

Cooley Godward LLP

ATTORNEYS AT LAW

#17 Re 8447
before
2/0004

Broomfield, CO
720 566-4000
Reston, VA
703 456-8000
San Diego, CA
858 550-6000
San Francisco, CA
415 693-2000

February 3, 2004

Mail Stop 16
Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA
94306-2155
Main 650 843-5000
Fax 650 857-0663

www.cooley.com

VLADIMIR SKLIBA
(650) 843-5558
sklibav@cooley.com

Re: Deposit Account No. 03-3117
Statement dated January 2004

Dear Commissioner:

I am writing to request a refund of the following charges that appear on the January 2004 statement for Deposit Account No. 03-3117 (copy enclosed):

| Date | Control No. | Description | Docket No. | Fee Code | Charge |
|-------------|-------------|-------------|---------------|----------|---------|
| 14 Jan 2004 | 7 | 10042733 | NVID-025/01US | 1201 | \$86.00 |

A Final Office Action was issued in this case on 08 September 2003. A response to the Office Action was filed 07 November 2003. An Advisory Action was issued on 25 November 2003. A Request for Continued Examination (RCE) was filed 05 January 2004.

Per the Final Office Action, a total of 20 claims (Claims 25-44) are pending in the application. Four of those claims are independent (Claims 25, 30, 37 and 41). Following the filing of the RCE, the same 20 claims remain pending. No new claims were introduced.

In accordance with MPEP 706.07(h) , last paragraph on page 700-85, and item 6 of the comparison chart shown on page 700-94, "RCE need not include excess claims fee for claims previously paid for."

Accordingly, it is requested that the charge identified above be refunded.

Thank you for your assistance in this regard.

Sincerely,



Vladimir Skliba
Patent Services Manager

Enclosure



United States
Patent and
Trademark Office

[Return To:](#)[USPTO Home Page](#)[Finance Home Page](#)**Deposit Account Statement**

Requested Statement Month: January 2004
Deposit Account Number: 033117
Name: COOLEY GODWARD LLP
Attention: ATTN:PATENT GROUP
Address: 5 PALO ALTO SQUARE
City: PALO ALTO
State: CA
Zip: 94306-2155

| DATE | SEQ | POSTING REF | ATTORNEY DOCKET NBR | FEE CODE | AMT | BAL |
|--------------|----------|-----------------|---------------------------|-------------|----------------|--------------------|
| 01/05 | 96 | 5686303 | | 8021 | \$40.00 | \$24,768.00 |
| 01/05 | 97 | 5914264 | | 8021 | \$40.00 | \$24,728.00 |
| 01/07 | 236 | 60505210 | | 8021 | \$40.00 | \$24,688.00 |
| 01/07 | 240 | 60501609 | | 8021 | \$40.00 | \$24,648.00 |
| 01/08 | 15 | 60533649 | XENO-016/00US | 2005 | \$80.00 | \$24,568.00 |
| 01/09 | 5 | 09551462 | MOBI-019/00US | 2201 | \$86.00 | \$24,482.00 |
| 01/13 | 93 | 0010153847 | | 8014 | \$25.00 | \$24,457.00 |
| 01/13 | 94 | 0010040373 | | 8014 | \$25.00 | \$24,432.00 |
| <u>01/14</u> | <u>7</u> | <u>10042733</u> | <u>18659-15-C1</u> | <u>1201</u> | <u>\$86.00</u> | <u>\$24,346.00</u> |
| 01/14 | 412 | 10643633 | COTI-001/00US | 8021 | \$40.00 | \$24,306.00 |
| 01/20 | 66 | 0132280590 | ENTLK00602IN0560192047 | 8014 | \$25.00 | \$24,281.00 |
| 01/21 | 20 | 09777512 | OUTT011/01US | 1453 | \$1,330.00 | \$22,951.00 |
| 01/28 | 39 | 09851640 | VRTY-001/00U | 1251 | -\$110.00 | \$23,061.00 |
| 01/29 | 47 | 60538646 | JADO-007/00US | 2005 | \$80.00 | \$22,981.00 |
| 01/29 | 275 | 10428643 | NVID-024/00US | 1806 | \$180.00 | \$22,801.00 |

| START BALANCE | SUM OF CHARGES | SUM OF REPLENISH | END BALANCE |
|------------------|-------------------|---------------------|----------------|
| \$24,808.00 | \$2,117.00 | \$110.00 | \$22,801.00 |

[Need Help?](#) | [Return to USPTO Home Page](#) | [Return to Office of Finance Page](#)